

**SUPREME COURT MINUTES  
FRIDAY, MAY 2, 2008  
SAN FRANCISCO, CALIFORNIA**

**S161420**      E044902 Fourth Appellate District, Div. 2      **YANG (KEVIN JEN-KANG) v. BUCH (ROBERT)**

The time for granting or denying review in the above-entitled matter is hereby extended to June 2, 2008.

**S163229**      A119289 First Appellate District, Div. 4      **S. (NATHANIEL), IN RE**

Time extended to grant or deny review

The time for granting review on the court's own motion is hereby extended to June 1, 2008. (Cal. Rules of Court, rule 8.512(c).)

**S029843**

**PEOPLE v. BECK (JAMES DAVID) & CRUZ (GERALD DEAN)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General David M. Baskind's representation that he anticipates filing the respondent's brief by October 3, 2008, counsel's request for an extension of time in which to file that brief is granted to July 7, 2008. After that date, only two further extensions totaling about 90 additional days are contemplated.

**S045423**

**PEOPLE v. SANCHEZ-FUENTES (EDGARDO)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Sara Theiss's representation that she anticipates filing the appellant's opening brief by March 2010, counsel's request for an extension of time in which to file that brief is granted to July 7, 2008. After that date, only ten further extensions totaling about 606 additional days will be granted.

**S070536****PEOPLE v. MACIEL (LUIS  
PELON)**

Extension of time granted

Good cause appearing, and based upon counsel Melissa Hill's representation that she anticipates filing the appellant's reply brief by April 29, 2009, counsel's request for an extension of time in which to file that brief is granted to June 30, 2008. After that date, only five further extensions totaling about 300 additional days are contemplated.

**S072161  
(THOMAS)****PEOPLE v. POTTS**

Extension of time granted

Good cause appearing, and based upon counsel Michael P. Goldstein's representation that he anticipates filing the appellant's opening brief by September 5, 2008, counsel's request for an extension of time in which to file that brief is granted to July 7, 2008. After that date, only one further extension totaling about 60 additional days will be granted.

**S095868****PEOPLE v. DANIELS (DAVID  
SCOTT)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the appellant's opening brief is extended to June 3, 2008.

**S099414****PEOPLE v. BIVERT  
(KENNETH RAY)**

Extension of time granted

Good cause appearing, and based upon counsel Warren P. Robinson's representation that he anticipates filing the appellant's reply brief by September 30, 2008, counsel's request for an extension of time in which to file that brief is granted to July 11, 2008. After that date, only two further extensions totaling about 80 additional days are contemplated.

**S117235****LEWIS, JR., (ROBERT) ON  
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Robert M. Sanger's representation that he anticipates filing the informal reply by July 28, 2008, counsel's request for an extension of time in which to file that document is granted to June 30, 2008. After that date, only one further extension totaling about 28 additional days is contemplated.

**S136672****DE PRIEST (TIMOTHY LEE)  
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Thomas Nishi's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by July 31, 2008, counsel's request for an extension of time in which to file that document is granted to June 30, 2008. After that date, only one further extension totaling about 31 additional days is contemplated.

**S045060****PEOPLE v. LOKER (KEITH  
THOMAS)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Michael S. Magnuson is hereby appointed to represent appellant Keith Thomas Loker for habeas corpus/executive clemency proceedings related to the above automatic appeal now pending in this court.

Any "petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed ... within 36 months" of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std. 1-1.1), and it will be presumed that any successive petition filed within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of this court's delay in appointing habeas corpus/executive clemency counsel on behalf of appellant Keith Thomas Loker.

**S161044**      H030020 Sixth Appellate District**PEOPLE v. STORY (GARY  
DEAN)**

Counsel appointment order filed

Under request of appellant for appointment of counsel, Frank McCabe is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before 30 days from the date the respondent's opening brief on the merits is filed.

**S161149**      B186613 Second Appellate District, Div. 2**PEOPLE v. BOWDEN  
(CHARLES)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Melissa J. Kim is hereby appointed to represent appellant on the appeal now pending in this court.

**S145330****962 SUSPENSION**

Order filed

BRYANT KEITH CALLOWAY, #140431, was listed by the State Department of Child Support Services as being in arrears in payment of support obligations. He later obtained the necessary release from the appropriate local child support agency. He has subsequently been identified by the Department of Child Support Services as again being delinquent. Pursuant to Rule 9.22 of the California Rules of Court, it is hereby ordered that BRYANT KEITH CALLOWAY be suspended from membership in the State Bar of California and from the rights and privileges of an attorney to act from and after May 28, 2008; it is further ordered that upon receipt by the State Bar of California of a release issued by the appropriate local child support agency pursuant to Family Code 17520, the State Bar shall certify the fact of the receipt of such release to the Clerk of the Supreme Court and the suspension shall be terminated by order of this court and he shall be fully restored to membership in the State Bar of California, and to all rights and privileges, duties and responsibilities incident thereto; it is further ordered that until restored as above provided, he shall be precluded from practicing as an attorney at law, or an attorney or agent of another in and before all the courts, commissions and tribunals of this state, and from holding himself out to the public as an attorney or counsel at law.

**S145330****962 SUSPENSION**

Order filed

JOHN ALAN GOALWIN, #70974, was listed by the State Department of Child Support Services as being in arrears in payment of support obligations. He later obtained the necessary release from the appropriate local child support agency. He has subsequently been identified by the Department of Child Support Services as again being delinquent. Pursuant to Rule 9.22 of the California Rules of Court, it is hereby ordered that JOHN ALAN GOALWIN be suspended from membership in the State Bar of California and from the rights and privileges of an attorney to act from and after May 28, 2008; it is further ordered that upon receipt by the State Bar of California of a release issued by the appropriate local child support agency pursuant to Family Code 17520, the State Bar shall certify the fact of the receipt of such release to the Clerk of the Supreme Court and the suspension shall be terminated by order of this court and he shall be fully restored to membership in the State Bar of California, and to all rights and privileges, duties and responsibilities incident thereto; it is further ordered that until restored as above provided, he shall be precluded from practicing as an attorney at law, or an attorney or agent of another in and before all the courts, commissions and tribunals of this state, and from holding himself out to the public as an attorney or counsel at law.

**S162892**      E045457 Fourth Appellate District, Div. 2      **ENDSLEY (MARC ANTHONY LOWELL) v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**SUPREME COURT OF CALIFORNIA  
ORAL ARGUMENT CALENDAR  
SAN FRANCISCO SESSION  
MAY 27 and 28, 2008**

**FIRST AMENDED**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on May 27 and 28, 2008.

**TUESDAY, MAY 27, 2008—1:30 P.M.**

S148029	People v. Lenix (Arthur)
S148536	People v. Segura (Luis)
S033360	People v. Wallace (Keone) [Automatic Appeal]

**WEDNESDAY, MAY 28, 2008—9:00 A.M.**

S142892	North Coast Women's Care Med. Group et al. v. Superior Court of San Diego County (Guadalupe T. Benitez, Real Party in Interest)
S148712	Barsamyan v. Appellate Division of the Superior Court of Los Angeles County (People, Real Party in Interest)
S145458	People v. Chance (Kenneth)

**1:30 P.M.**

S147848	Simmons etc., et al. v. Ghaderi
S018637	People v. Hovarter (Jackie Ray) [Automatic Appeal]

---

*Chief Justice*

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c) (formerly rule 18(c)).)

**SUPREME COURT OF CALIFORNIA  
ORAL ARGUMENT CALENDAR  
LOS ANGELES SESSION  
JUNE 3 and 4, 2008**

**FIRST AMENDED**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald Reagan State Office Building, 300 South Spring Street, Third Floor, North Tower, Los Angeles, California on June 3 and 4, 2008.

**TUESDAY, JUNE 3, 2008—2:00 P.M.**

S143819	Ramirez et al. v. Nelson et al.
S139791	People v. Cross (Gary)
S066527	People v. Lindberg (Gunner) [Automatic Appeal]

**WEDNESDAY, JUNE 4, 2008—9:00 A.M.**

S154018	In re Lawrence (Sandra) on Habeas Corpus
S155872	In re Shaputis (Richard) on Habeas Corpus
S147190	Edwards v. Arthur Andersen, LLP
S070839	People v. Carasi (Paul) [Automatic Appeal]

---

*Chief Justice*

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c) (formerly rule 18(c)).)